

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SUGELY FLORES, proposed administratrix of the  
Estate of the Infant, M.F., deceased, SUGELY  
FLORES Individually, YVELISE BELTRE,  
proposed administratrix of the Estate of the Infant,  
I.M., deceased, OSCAR MORONTA and YVELISE  
BELTRE individually,

**DEFENDANT AMTRAK'S  
ANSWER TO THE CROSS-  
CLAIMS OF CO-DEFENDANT  
THE CITY OF NEW YORK**

Plaintiffs,

21-cv-05861

-against-

THE CITY OF NEW YORK and NATIONAL  
RAILROAD PASSENGER CORPORATION d/b/a  
AMTRAK,

Defendants.

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Defendant National Railroad Passenger Corporation (hereinafter "Amtrak"), by its attorneys, Landman Corsi Ballaine & Ford P.C., hereby answers the Cross-Claims of Co-Defendant THE CITY OF NEW YORK and in support thereof, incorporates by reference its Answer to Plaintiff's Complaint and, in further support responds as follows:

**WITH RESPECT TO THE FIRST CROSS-CLAIM**

1. Defendant Amtrak denies the truth of each and every allegation contained in paragraph 61 of THE CITY OF NEW YORK'S Answer, and refers all questions of law to the Court.

2. The allegations contained in Paragraph 62 of THE CITY OF NEW YORK'S Answer contain legal conclusions and/or THE CITY OF NEW YORK's characterization of its claims and/or abstract statements, to which no response is required. To the extent a response is

required, Defendant Amtrak denies the truth of each and every allegation contained in paragraph 62 of THE CITY OF NEW YORK's Answer, and refers all questions of law to the Court.

**WITH RESPECT TO THE SECOND CROSS-CLAIM**

3. Defendant Amtrak denies the truth of each and every allegation contained in paragraph 63 of THE CITY OF NEW YORK's Answer, and refers all questions of law to the Court.

4. The allegations contained in Paragraph 64 of THE CITY OF NEW YORK'S Answer contain legal conclusions and/or THE CITY OF NEW YORK's characterization of its claims and/or abstract statements, to which no response is required. To the extent a response is required, Defendant Amtrak denies the truth of each and every allegation contained in paragraph 64 of THE CITY OF NEW YORK's Answer, and refers all questions of law to the Court.

**AFFIRMATIVE DEFENSES**

5. Defendant Amtrak asserts as defenses to the Cross-Claims of Co-Defendant THE CITY OF NEW YORK, all defenses asserted in its Answer to the Verified Complaint dated August 10, 2021.

**WHEREFORE**, Defendant Amtrak demands judgment dismissing the Cross-Claims of Co-Defendant THE CITY OF NEW YORK, together with the costs and disbursements of this action.

